

16085 U.S. PTO
012304

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. 99-21 D1 Total Pages 50

First Named Inventor or Application Identifier

NAMEY

Title Two-Shot Injection Molded Nasal/Oral Mask

Express Mail Label No. EV 196252448 US

22887 U.S. PTO
10/764108

012304

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 20]
(preferred arrangement set forth below)
-Descriptive Title of the Invention
-Cross References to Related Applications
-Statement Regarding Fed sponsored R & D
-Background of the Invention
-Brief Summary of the Invention
-Brief Description of the Drawings (if filed)
-Detailed Description
-Claim(s)
-Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. § 113) [Total Sheets 6]
4. ☒ Oath or Declaration [Total Pages 1]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 C.F.R. § 1.63(d))
(for continuation/divisional with Boxes 19 and 20 completed)
[Note Box 5 below]
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).
 - c. ☐ Unsigned
5. ☒ Incorporation By Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☒ Application Data Sheet per 37 C.F.R. § 1.76
[Total Pages 2]

7. DOMESTIC/INTERNATIONAL priority is claimed under 35 U.S.C. § 119(e)/120/365(c) based on the following provisional, nonprovisional, and/or PCT international applications.

	Application No.	Filing Date
(1)	09/924,849	August 8, 2001
(2)	60/224,912	August 11, 2000
(3)		
(4)		

8. ☐ Prior application is assigned to _____ by Assignment recorded _____ Reel _____ Frame(s) _____.

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
(Please return recorded assignment to the undersigned)
10. ☐ 37 C.F.R. § 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment (to be entered before calculating fees)
14. ☒ Return Receipt Postcard
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☒ Certificate of Mailing by Express Mail
17. ☐ Non-publication Request and Cert. under 35 U.S.C. § 122(b)(2)(B)(i) (attach copy of RI-186 Form (PTO/SB/35)).
18. ☒ Other: Filing of Formal Drawings

19. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No. 09/924,849

Prior application Information: Examiner: 3761 Group/ArtUnit: Patel, M.

21. CORRESPONDENCE ADDRESS

Customer No.

30031

Name	Michael W. Haas	Reg. No.	35,174
Signature	<i>Michael W. Haas</i>	Date	January 23, 2004

012304

1085 U.S. PTO

FEE TRANSMITTAL

(Effective 10/01/2003)

"Express Mail" Label No. EV 196252448 US

TOTAL AMOUNT OF PAYMENT \$ 770.00

Application Number Not Yet Assigned

Filing Date January 23, 2004

First Named Inventor NAMEY

Confirmation Number Unknown

Group Art Unit Unknown

Examiner's Name Unknown

Attorney Docket No. 99-21 D1

METHOD OF PAYMENT				FEE CALCULATION (continued)				
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number <u>50-0558</u> Deposit Account Name <u>Respironics, Inc.</u> <input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. §§ 1.16, 1.17, 1.19 and 1.20 <input type="checkbox"/> Charge the Issue Fee set forth in 37 C.F.R. § 1.18				3. ADDITIONAL FEES				
2. <input checked="" type="checkbox"/> Payment Enclosed: Check (Check No. <u>1194</u>)								
FEE CALCULATION (fees effective 10/01/00)								
1. FILING FEE								
Large Fee (\$)	Entity Fee (\$)	Small Fee (\$)	Fee Description	Fee Paid				
1001 770	2001 385		Utility filing fee	770.00				
1002 340	2002 170		Design filing fee					
1003 530	2003 265		Plant filing fee					
1004 770	2004 385		Reissue filing fee					
1005 160	2005 80		Provisional filing fee					
SUBTOTAL (1)				\$ 770.00				
2. CLAIMS								
		Extra Claims	Fee from Below	Fee Paid				
Total Claims	7	- 20 *	0 x 18 =	0.00				
Ind. Claims	2	- 3 *	0 x 86 =	0.00				
Multiple Dependent Claims add			290 =	0.00				
* Enter Highest Number Previous Paid For								
Large Fee (\$)	Entity Fee (\$)	Small Fee (\$)	Fee Description					
1202 18	2202 9		Claims in excess of 20					
1201 86	2201 43		Independent claims in excess of 3					
1203 290	2203 145		Multiple dependent claim					
1204 86	2204 43		Reissue independent claims over original patent					
1205 18	2205 9		Reissue claims in excess of 20 and over original patent					
SUBTOTAL (2)				\$ 0.00				
				Large Fee Code Entity Fee (\$) 1051 130 2051 65 Surcharge - late filing fee or declaration 1052 50 2052 25 Surcharge - late provisional filing fee or or cover sheet 1811 100 1811 100 Certificate of Correction 1812 2,520 1812 2,520 For filing a request for reexamination 576 25 576 25 Additional filing receipt, duplicate or corrected due to applicant error 1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action 1251 110 2251 55 Extension for response within first month 1252 420 2252 210 Extension for response within second month 1253 950 2253 475 Extension for response within third month 1254 1,480 2254 740 Extension for response within fourth month 1255 2,010 2255 1,005 Extension for response within fifth month 1401 330 2401 165 Notice of Appeal 1402 330 2402 165 Filing a brief in support of an appeal 1403 290 2403 145 Request for oral hearing 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive unavoidably abandoned application 1453 1,330 2453 665 Petition to revive unintentionally abandoned application 1501 1,330 2501 665 Utility issue fee (or reissue) 1502 480 2502 240 Design issue fee 1814 110 2814 55 Statutory Disclaimer 1460 130 1460 130 Petitions to the Commissioner 1807 50 1807 50 Petitions related to provisional applications 1806 180 1806 180 Submission of Information Disclosure Stmt 8021 40 8021 40 Recording each patent assignment per property (times number of property) 1809 770 2809 385 Filing a submission after final rejection (37 C.F.R. § 1.129(a)) 1801 770 2801 385 Request for Continued Examination Other Fee (specify) _____				
				SUBTOTAL (3) \$ 0.00				

SUBMITTED BY			
Typed or Printed Name	Michael W. Haas	Reg. Number	35,174
Signature	<i>Michael W. Haas</i>	Date	January 23, 2004
		Deposit Account Number	50-0558

Certificate of Mailing by "Express Mail"

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January 23, 2004

Date of Deposit

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Michael W. Haas

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Note: Each paper must have its own certificate of mailing by "Express Mail".

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Inventor : NAMEY
Appln. No. : Not Yet Assigned (DIV of 09/924,849)
Conf. No.: : Unknown
Filed: : January 23, 2004
Title: : TOW-SHOT INJECTION MOLDED NASAL/ORAL MASK
Group Art Unit : Unknown
Examiner : Unknown
Docket No. : 99-21 D1

* * * * *

January 23, 2004

FILING OF FORMAL DRAWINGS

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

Please accept herewith the 6 sheets of formal drawings on 8½ x 11 size paper of Figures 1-8, which are in lieu of the informal drawing(s) filed earlier. Each sheet of drawings includes the identifying indicia suggested in 37 C.F.R. § 1.84 (c).

Respectfully submitted,

By Michael W. Haas

Michael W. Haas
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RESPIRONICS, INC.
1010 Murry Ridge Lane
Murrysville, PA 15668

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on January 23, 2004 with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to:

Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

"Express Mail" mailing number: EV 196252448 US.

Michael W. Haas

Michael W. Haas, Reg. No. 35,174